

4 PARK AVE, ARKPORT, NY 14807

A regular meeting of the Town Board of the Town of Hornellsville, County of Steuben, State of New York, was held on May 13, 2025 at the Hornellsville Town Hall, 4 Park Avenue, Arkport, New York 14807 at 6:00 p.m. The meeting was called to order by Supervisor Broughton.

- Present: Dan Broughton, Supervisor
 James Giglio, Council Member
 Robert Mauro, Council Member
 David Oakes, Council Member
 Trisha Yanni, Council Member
- Recording Secretary: Jessica LaFrance, Town Clerk
- Also Present: Jason Emo, Highway Superintendent
 Debra Castle-Harvey, Bookkeeper
 Richard Scavo, MEO

The Pledge of Allegiance was cited, led by Dan Broughton, Supervisor.

The Public Hearing was opened by Dan Broughton, Supervisor



Times Telegram | New Jersey Herald
Daily Messenger | Observer-Dispatch
The Leader | Times Herald-Record
The Spectator

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AFFIDAVIT OF PUBLICATION

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Supervisor
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STATE OF NEW YORK, COUNTIES OF
ALLEGANY/STEBEN/LIVINGSTON

The Spectator, a daily newspaper of general circulation in the Counties of Allegany/Steuben/Livingston, New York; Published in Steuben County, New York; that the publication, a copy of which is attached hereto, was published in said newspaper in the issues dated:

05/01/2025

That said newspaper was regularly issued and circulated on those dates and that the fees charged are legal.

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Legal Clerk

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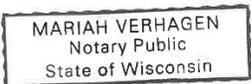
**NOTICE OF
PUBLIC HEARING**

PLEASE TAKE NOTICE, that a public hearing will be held by the Town Board of the Town of Hornellsville on May 13, 2025, at 6:00 PM, at the Town Hall, located at 4 Park Avenue, Arkport, New York, to consider the adoption of the following proposed local laws:

- Local Law No. 1 of 2025 - A Local Law Providing for a Partial Exemption from Real Property Taxes for Disabled Persons with Limited Income.
- Local Law No. 2 of 2025 - A Local Law Regulating Winter Street Parking on Town Roads or Right-of-Way.

Copies of the proposed local laws are available for inspection at the Town Clerk's Office during regular business hours.

By Order of the Town Board
Jessica L. LaFrance,
Town Clerk
Town of Hornellsville
Dated: April 28, 2025



PUBLIC HEARING

A Public Hearing was held by the Hornellsville Town Board on May 13, 2025 at the Hornellsville Town Hall, 4 Park Avenue, Arkport, NY 14807 at 6:00 p.m. to consider Local Law 1-2025 Providing for a Partial Exemption from Real Property Taxes for Disabled Persons with Limited Income and Local Law 2-2025 Regulating Winter Street Parking on Town Roads or Right-of-Way.

There were no questions or comments from the public.

Motion was made by Giglio, seconded by Yanni to close the Public Hearing at 6:05 p.m. and resume the regular meeting.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Reports Submitted:

Town Clerk Report	April 2025
Justice Report	March 2025
Code Enforcement Report	April 2025
Highway Report	April 2025
Bookkeepers Report	Dated May 2025
Supervisors Report	April 2025
Fire Report	Dated May 2025

Resolution 72-2025: Approval of the Minutes

Motion by: Mauro Seconded by: Giglio

Resolved, that the regular minutes of April 8, 2025 be approved.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Resolution 73-2025: Audit of Claims

Motion By: Mauro Seconded by: Oakes

Resolved, that vouchers 150 – 192 totaling \$87,293.94 contained on Abstract 5 have been reviewed by the Town Board and are authorized for payment.

General Fund A	\$26,179.91
General Fund B	\$345.39
Highway Townwide DA	\$57,938.22
Highway Outside DB	\$2,830.42
Total	\$87,293.94

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Resolution 74-2025: Budget Amendments

Motion by: Yanni Seconded by: Mauro

Resolved, that the following budget amendments are approved.

From		To		Amount
A3021	Justice Grant - JCAP	A1620.4	Buildings – Contractual	\$2,500.00
A599	Fund Balance	A1355.4	Assessor – Contractual	\$558.99
A599	Fund Balance	A1910.4	Unallocated Insurance	\$554.99
A599	Fund Balance	A5132.2	Garage – Equipment	\$1,010.52
A599	Fund Balance	A5132.4	Garage – Contractual	\$9,971.69

Resolution 75-2025: Supervisor’s Report

Supervisor Broughton presented the monthly report on the Town’s finances for the month of April 2025. The submitted report stated that the balance as of 03/31/25 was \$2,764,536.90. The town had an increase of \$556,686.36 and a decrease of \$632,522.51 leaving a balance as of 04/30/25 of \$2,688,700.75

Motion by: Gianni

Seconded by: Mauro

Resolved, that the Supervisor’s Report for April 2025 is accepted as submitted.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Gianni
 Nays 0

Resolution 76-2025: Adopting Local Law 1-2025

Motion by: Mauro

Seconded by: Oakes

Whereas, an introductory Local Law entitled A Local Law Providing a Partial Exemption from Taxation of Real Property for Disabled Persons with Limited Income was introduced before the Town Board on Tuesday, April 8, 2025 and upon notice duly published and posted, a hearing was held on May 13, 2025 at 6:00 p.m., before the Town Board; and

Whereas, all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and be it

Resolved, that Local Law 1-2025, of the Town of Hornellsville, Steuben County, New York, is hereby adopted as follows and effective upon its filing with the New York State Department of State.

A LOCAL LAW PROVIDING FOR A PARTIAL EXEMPTION FROM REAL PROPERTY TAXES FOR DISABLED PERSONS WITH LIMITED INCOME

Local Law #1 of 2025

Be it enacted by the Town Board of the Town of Hornellsville, County of Steuben as follows:

SECTION 1. Title

This Local Law shall be known and cited as Local Law 1 of 2025: A Local Law Providing for a Partial Exemption from Real Property Taxes for Disabled Persons with Limited Income.

SECTION 2. Authority

This Local Law is adopted pursuant to the authority granted by Real Property Tax Law (RPTL) §459-c and Municipal Home Rule Law §10, which confer upon local governments the power to enact laws relating to the assessment of real property taxes.

SECTION 3. Purpose

The purpose of this local law is to provide a partial exemption from real property taxation to eligible property owners who are persons with disabilities and have limited income, in accordance with the provisions of RPTL §459-c.

SECTION 4. Legislative Intent

The Hornellsville Town Board acknowledges that certain residents of the Town, by reason of permanent physical or mental impairment, qualify as persons with disabilities as defined under applicable law, and that such individuals may rely on incomes insufficient to meet the burdens of real property taxation. In recognition of this hardship, the Town intends to provide a measure of relief to such property owners by offering a partial exemption from real property taxation, as authorized by RPTL §459-c.

SECTION 5. Eligibility

Real Property situate within the Town of Hornellsville, County of Steuben, State of New York, owned by a person with disabilities whose income is limited by such disabilities, and used as the legal residence of such person, shall be entitled to a partial exemption from taxation to the extent of fifty percent (50%) of the assessed value of such property.

SECTION 6. Income Thresholds

The maximum allowable income for purposes of eligibility under this local law shall not exceed \$18,999.99 to qualify for the fifty percent (50%) exemption authorized herein. Any such person having a higher income shall be eligible for exemption in accordance with the following schedule:

Income Range	Percentage of Assessed Value Exempt
\$18,999.99 or less	50%
\$19,000.00 to \$19,999.99	45%
\$20,000.00 to \$20,999.99	40%
\$21,000.00 to \$21,999.99	35%
\$22,000.00 to \$22,999.99	30%
\$23,000.00 to \$23,999.99	25%
\$24,000.00 to \$24,999.99	20%
\$25,000.00 to \$25,999.99	15%
\$26,000.00 to \$26,999.99	10%
\$27,000.00 to \$27,400.00	5%

SECTION 7. Amendment by Resolution

The Town Board may, by duly adopted resolution, amend the income eligibility levels and corresponding exemption percentages provided herein, consistent with the limits established by RPTL §459-c, without the need to adopt a new local law.

SECTION 8. Severability

If any clause, sentence, paragraph, section or part of this Local Law, or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law or in its application to

the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 9. Effective Date

This Local Law shall take effect upon filing with the Secretary of State of the State of New York in accordance with Municipal Home Rule Law §27, and shall apply to real property having a taxable status date on or after such date.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Resolution 77-2025: Adopting Local Law 2-2025

Motion by: Mauro

Seconded by: Giglio

Whereas, an introductory Local Law entitled A Local Law Providing a Partial Exemption from Taxation of Real Property for Disabled Persons with Limited Income was introduced before the Town Board on Tuesday, April 8, 2025 and upon notice duly published and posted, a hearing was held on May 13, 2025 at 6:00 p.m., before the Town Board; and

Whereas, all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and be it

Resolved, that Local Law 2-2025, of the Town of Hornellsville, Steuben County, New York, is hereby adopted as follows and effective upon its filing with the New York State Department of State.

A LOCAL LAW REGULATING WINTER STREET PARKING ON TOWN ROADS OR RIGHT-OF-WAY

Local Law #2 of 2025

Be it enacted by the Town Board of the Town of Hornellsville, County of Steuben as follows:

SECTION 1. Title

This Local Law shall be known and cited as Local Law 2 of 2025: A Local Law Regulating Winter Street Parking on Town Roads or Right-of-Way.

SECTION 2. Authority

This Local Law is adopted pursuant to the authority granted to towns under New York State Town Law § 130(7-a), which authorizes towns to regulate the parking of vehicles on highways, and pursuant to Municipal Home Rule Law § 10.

SECTION 3. Purpose

The purpose of this Local Law is to promote public safety and ensure that Town roadways remain accessible for snow and ice removal operations during the winter season.

SECTION 4. Legislative Intent

The Town Board of the Town of Hornellsville finds and determines that parked vehicles during the winter months interfere with plowing, sanding, and emergency response. It is the intent of this law to establish seasonal parking regulations that allow for effective snow removal and ensure safe passage for the traveling public and emergency services.

SECTION 5. Definitions

As used in this Local Law, the following terms shall have the meanings indicated:

Right-of-Way: Any portion of a Town highway, shoulder, turnaround, cul-de-sac, or other area used or maintained for public vehicular travel, plowing, or municipal maintenance.

Snow Season: The period from November 1 through April 1, inclusive.

Superintendent: The Superintendent of Highways of the Town of Hornellsville.

Town Highway: Any public highway, street, road, or lane maintained by the Town of Hornellsville.

Vehicle: Every device in, upon, or by which a person or property is or may be transported or drawn upon a highway.

SECTION 6. Winter Parking Restrictions

No person shall park or leave standing any vehicle on any Town highway, shoulder, or right-of-way within the Town of Hornellsville at any time during the snow season.

SECTION 7. Exemptions

Emergency vehicles and public utility vehicles actively engaged in service are exempt from this law. Temporary exemptions may also be granted in writing by the Superintendent or the Town Supervisor in limited circumstances.

SECTION 8. Enforcement

This Local Law shall be enforced by any law enforcement agency with jurisdiction in the Town of Hornellsville, and by any other individual or entity authorized by the Town Board.

SECTION 9. Penalties for Violation

1. Any person who violates the provisions of this law shall be subject to the following penalties:
 - a. A fine not exceeding fifty dollars for a first offense;
 - b. A fine not exceeding one hundred dollars for a second offense within the same snow season;
 - c. A fine not exceeding two hundred fifty dollars for each subsequent offense.
2. In addition to monetary penalties, vehicles may be towed at the owner's expense if found in violation.

SECTION 10. Signage and Notice

Appropriate signage shall be erected in accordance with the Manual on Uniform Traffic Control Devices and placed in visible locations as determined by the Superintendent. Notice of the winter parking restrictions shall be posted annually on the Town's official website and in the Town's designated newspaper.

SECTION 11. Repeal of Prior Parking Regulations

Any prior ordinance, local law, rule, or regulation of the Town of Hornellsville relating to parking on town roads or within the town right-of-way, insofar as it is inconsistent with the provisions of this Local Law, is hereby repealed and superseded.

SECTION 12. Severability

If any clause, sentence, paragraph, section or part of this Local Law, or the application thereof to any person, firm or corporation, or circumstance, shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to said clause, sentence, paragraph, section or part of this Local Law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 13. Effective Date

This Local Law shall take effect upon filing with the Secretary of State in accordance with the provisions of the Municipal Home Rule Law.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Resolution 78-2025: Authorizing Application for the Safe Streets and Roads for All Grant

Motion by: Mauro Seconded by: Giglio

Whereas, the Bipartisan Infrastructure Law established the Safe Streets and Roads for All (SS4A) program to fund local Action Plans aimed at preventing roadway fatalities and serious injuries; and

Whereas, the U.S. Department of Transportation (USDOT) has announced the availability of \$982 million in SS4A funding, including planning and demonstration grants; and

Whereas, the Town of Hornellsville recognizes the need to improve roadway safety for all users and intends to apply for \$125,000 in federal funds to develop a Comprehensive Safety Action Plan; and

Whereas, an approved Action Plan is required to qualify for future SS4A implementation funding and may also support related demonstration activities; and

Whereas, the Town affirms its legal and financial ability to provide the required 20% local match (\$25,000) and to comply with applicable federal grant requirements; and be it

Resolved, that the Town Board of the Town of Hornellsville authorizes staff to prepare and submit an application to the SS4A Grant Program; and be it

Further Resolved, that the Town commits to providing the 20% required local match for the proposed planning and demonstration activities in the amount of \$25,000.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Resolution 79-2025: Authorizing the Purchase and Installation of a Mitsubishi HVAC System

Motion by: Mauro Seconded by: Broughton

Whereas, the Hornellsville Town Board seeks to improve energy efficiency and climate control in municipal facilities; and

Whereas, the Town has received a quote from Giglio’s Plumbing, Heating, and Cooling for the purchase and installation of a Mitsubishi HVAC system for the rear offices; and

Whereas, the Town will receive funding from the New York State Energy Research and Development Authority (NYSERDA) to support this project; and be it

Resolved, that the Hornellsville Town Board hereby authorizes the selection of Giglio’s Plumbing, Heating, and Cooling for the purchase and installation of the Mitsubishi HVAC system for the rear offices; and be it

Further Resolved, that the Town Supervisor is authorized to execute any necessary agreements or documents to facilitate the purchase and installation.

Ayes 4 Broughton, Mauro, Oakes, Yanni
Nays 0

Abstain 1 Giglio

Resolution 80-2025: Authorizing the Purchase and Installation of a Mitsubishi Climate Control System and Point of Use Water Heater

Motion by: Mauro

Seconded by: Broughton

Whereas, the Hornellsville Town Board seeks to improve energy efficiency and climate control in municipal facilities; and

Whereas, the Town has received a quote from Giglio’s Plumbing, Heating, and Cooling for the purchase and installation of a Mitsubishi climate control system for the records room and a point of use water heater; and be it

Resolved, that the Hornellsville Town Board hereby authorizes the selection of Giglio’s Plumbing, Heating, and Cooling for the purchase and installation of the Mitsubishi climate control system for the records room and a Point of use Water Heater; and be it

Further Resolved, that the Town Supervisor is authorized to execute any necessary agreements or documents to facilitate the purchase and installation.

Ayes 4 Broughton, Mauro, Oakes, Yanni
Nays 0
Abstain 1 Giglio

Adjournment:

With no further business, on a motion made by Mauro, seconded by Oakes, the meeting was adjourned at 7:42 p.m.

Ayes 5 Broughton, Giglio, Mauro, Oakes, Yanni
Nays 0

Respectfully Submitted,

Jessica L. LaFrance
Town Clerk
May 26, 2025